

Calendar No. 1370

77TH CONGRESS }
2d Session }

SENATE

REPORT
No. 1328

WILLIAM TIPTON, MRS. WILLIAM TIPTON, AND MRS. EULA NELSON

MAY 14, 1942.—Ordered to be printed

Mr. ROSIER, from the Committee on Claims, submitted the following

REPORT

[To accompany H. R. 6033]

The Committee on Claims, to whom was referred the bill (H. R. 6033) for the relief of William Tipton, Mrs. William Tipton, and Mrs. Eula Nelson, having considered the same, report favorably thereon with the recommendation that the bill do pass with the following amendments:

On page 1, line 6, strike out the figures "\$5,000" and insert "\$4,000".

On page 1, line 7, strike out the figures "\$3,500" and insert "\$3,000".

The facts are fully set forth in House Report No. 2009, Seventy-seventh Congress, second session, which is appended hereto and made a part of this report.

[H. Rept. No. 2009, 77th Cong., 2d sess.]

The Committee on Claims, to whom was referred the bill (H. R. 6033) for the relief of William Tipton, Mrs. William Tipton, and Mrs. Eula Nelson, having considered the same, report favorably thereon with amendments and recommend that the bill as amended do pass.

The amendments are as follows:

Line 6, strike out the figures "\$1,000" and insert in lieu thereof "\$770".

Line 7, strike out the figures "\$5,000" and insert in lieu thereof "\$3,500".

Line 10, after the word "received" insert "and property damage sustained".

The purpose of the proposed legislation is to pay to William Tipton, the sum of \$770, to Mrs. William Tipton, the sum of \$7,500, and to Mrs. Eula Nelson, the sum of \$3,500, for personal injuries and property damage sustained by them on February 15, 1941, when the automobile in which they were riding was struck by a truck operated in connection with the Work Projects Administration, in St. Jo, Tex.

STATEMENT OF FACTS

On February 15, 1941, William Tipton, accompanied by his wife, their infant child, and his mother-in-law, Mrs. Eula Nelson, was driving his automobile northwest on United States Highway 82, through St. Jo, Tex., and while crossing the intersection of United States Highway 82 and Texas Highway 59, Mr. Tipton's automobile collided with a truck operated by an employee of the Work Projects Administration. It appears that the Work Projects Administration truck entered the intersection from the opposite direction, preceded by another automobile, and that the Work Projects Administration truck driver suddenly pulled out from behind the other vehicle with the intention of turning left onto Texas Highway 59. In so doing, it drove directly into the path of the Tipton automobile, which could not be stopped in time to avoid the collision with the truck; that immediately following the accident, the injured persons were brought to the Medical and Surgical Hospital, at Gainesville, Tex., and were examined by Dr. James W. Atchinson with Dr. T. S. Myrick as consultant. Dr. Atchinson's report dated March 17, 1941, is as follows:

"W. O. Tipton's baby: Apparently not injured, dismissed after examination.

"Mr. W. O. Tipton: Abrasions and contusions over entire body, two lacerations on face requiring sutures, both bones in left leg fractured. A circular cast was applied and this was split 2 days later. Both bones were placed in good apposition, and no permanent disability should be anticipated. He was removed by ambulance to Government hospital in Fort Worth 4 days following injury. Antitetanus serum was administered. Period of disability should be about 8 weeks with no permanent disability.

"Mrs. W. O. Tipton: Was in state of profound shock on admission; pelvis was practically shattered, there being six definite and separate fractures present. Bladder was punctured but responded to conservative treatment, retention catheter being removed after 8 days with very good results. Aside from above-mentioned major injuries this patient was bruised and suffered contusions at various points, none serious. She is now having a very excellent convalescence, and the anticipated permanent injury will be difficult to picture. It is entirely possible and probable that there will be no permanent disability. Temporary disability will probably total 12 weeks.

"Mrs. Charles Nelson: This patient at first appeared to be only slightly injured. X-ray revealed a small chip off the ilium, left side. She at first suffered from severe pain in the left hip but this has now subsided. The fifth rib, left, was fractured and apparently produced some internal damage, both into the mediastinum and left lung posteriorly about 2 inches from origin of rib. After 2 weeks' rest it was thought that patient might get up and return home. This activity produced a recurrence of her trouble in her chest and patient has had a persistent cough, expectorating much blood, since that time. She will probably have at least 2 more weeks in bed and should have no permanent disability although it is too soon to state this definitely."

The hospital and doctor expenses incurred by them were \$67 for Mr. Tipton, \$291.50 for Mrs. Tipton, and \$213.30 for Mrs. Nelson. Dr. Atchinson, in letter dated December 11, 1941, reports that Mrs. Tipton has a permanent disability resulting from pelvic fracture, which will give her trouble in walking, that she probably could not give normal birth in case of pregnancy, and that she very likely will always have a cystitis resulting from the damage to her bladder; that she is very nervous and suffers from severe headaches. Your committee has been informed that Mrs. Tipton is only 32 years of age. In connection with Mrs. Eula Nelson, Dr. Atchinson states, "She was still completely an invalid due to past injury," and that while he has been unable to observe her since, as she has left the city, he states that it will be likely that she will always have considerable pain and trouble, together with disability, due to the injury sustained in the accident. Your committee feel that the award of \$770 to Mr. Tipton, which includes reimbursement of \$270 property damage, is just compensation; that the award to Mrs. Tipton of \$7,500, for the reason that she is a woman of 32 years of age, permanently crippled for the rest of her life, and unable to give normal birth to children, is just compensation; and that the award to Mrs. Nelson of \$3,500, for the reason that she will complain of considerable pain and trouble, directly attributable to the injury received in the accident, for the rest of her life, and also because she is only 55 years of age, is just compensation. Appended hereto is the report of the Work Projects Administration, together with other pertinent evidence.

FEDERAL WORKS AGENCY,
WORK PROJECTS ADMINISTRATION,
Washington, D. C., January 31, 1942.

DAN R. McGEHEE,

Chairman, Committee on Claims, House of Representatives.

DEAR MR. McGEHEE: Receipt is acknowledged of your letter of January 28, 1942, enclosing copies of H. R. 6033, a bill for the relief of William Tipton, Mrs. William Tipton, and Mrs. Eula Nelson, and requesting a report thereon.

The Administration's report is as follows:

The bill proposes to appropriate to William Tipton, the sum of \$1,000; to Mrs. William Tipton, the sum of \$7,500; and to Mrs. Eula Nelson, the sum of \$5,000; all residents of Montague, Tex., in full settlement of all claims against the United States on account of painful and permanent injuries received by them on February 15, 1941, when the automobile in which they were riding collided with a truck being operated by an employee of the Work Projects Administration and driven by a certified employee of that agency.

An investigation conducted by our State administrator for Texas discloses that, on February 15, 1941, William O. Tipton, Jr., accompanied by his wife, Mrs. William O. Tipton, Jr., their infant child, and his mother-in-law, Mrs. Eula Nelson, was driving his automobile northwest on United States Highway No. 82, through St. Jo, Tex.; and that while crossing the intersection of United States Highway No. 82 and Texas Highway No. 59, Mr. Tipton's automobile collided with a truck operated by an employee of the Work Projects Administration. It appears that the Work Projects Administration truck entered the intersection from the opposite direction preceded by another vehicle, and that the Work Projects Administration truck driver suddenly pulled out from behind the other vehicle with the intention of turning left into Texas Highway No. 59, and in so doing, drove directly into the path of the Tipton automobile, which could not be stopped in time to avoid a collision with the truck.

The investigation further discloses, that as a result of the collision the automobile was damaged to such an extent that the cost of repairing it would exceed its value; that Mr. Tipton, his wife, and mother-in-law, were all painfully and seriously injured, but that the Tipton infant apparently sustained no injury.

Immediately following the accident, the injured persons and the Tipton infant were brought to the Medical and Surgical Hospital, Gainesville, Tex., and were examined by Dr. James W. Atchinson of Gainesville, with Dr. T. S. Myrick, of Muenster, Tex., as consultant. Dr. Atchinson's report of March 17, 1941, is as follows:

"W. O. Tipton baby, apparently not injured, dismissed after examination.

"Mr. W. O. Tipton: Abrasions and contusions over entire body, two lacerations on face requiring sutures. Both bones in left leg fractured. A circular cast was applied and this was split 2 days later. Both bones were placed in good apposition and no permanent disability should be anticipated. He was removed by ambulance to Government hospital in Fort Worth 4 days following injury. Antitetanic serum was administered. Period of disability should be about 8 weeks with no permanent disability.

"Mrs. W. O. Tipton: Was in state of profound shock on admission. Pelvis was practically shattered, there being six definite and separate fractures present. Bladder was punctured but responded to conservative treatment, retention catheter being removed after 8 days with very good results. Aside from above-mentioned major injuries this patient was bruised and suffered contusions at various points, none serious. She is now having a very excellent convalescence and the anticipated permanent injury will be difficult to picture. It is entirely possible and probable that there will be no permanent disability. Temporary disability will probably total 12 weeks.

"Mrs. Charles Nelson: This patient at first appeared to be only slightly injured. X-ray revealed a small chip off the ilium, left side. She at first suffered from severe pain in the left hip but this has now subsided. The fifth rib, left, was fractured and apparently produced some internal damage, both into the mediastinum and left lung posteriorly, about 2 inches from origin of rib. After 2 weeks' rest it was thought that patient might get up and return home. This activity produced a recurrence of her trouble in her chest and patient has had a persistent cough, expectorating much blood since that time. She will probably have at least 2 more weeks in bed and should have no permanent disability although it is too soon to state this definitely.

"My charges are as follows: W. O. Tipton, \$35; Mrs. Tipton, \$75; Mrs. Nelson, \$40; total, \$150."

The bills for hospitalization rendered by the Medical and Surgical Hospital in connection with the care and treatment of the injured, were \$32 for Mr. Tipton, \$216.50 for Mrs. Tipton, including special nurses' fees, and \$183.30, for Mrs. Nelson, a total of \$431.80.

A report dated December 13, 1941, received from the United States Public Health Service Hospital, Fort Worth, Tex., where Mr. Tipton was hospitalized after his removal from the hospital at Gainesville, indicates that the cast was removed from his leg on May 26, 1941; that he has been performing his duties as an employee of that institution since that date, and has no disability; and that it is not anticipated that there will be any permanent disability as a result of the fracture. The business office of the hospital also advises, that during the time Mr. Tipton was incapacitated and unable to perform his duties, his absence was charged to annual and sick leave, and that he received his full salary.

Relative to the permanence of the disabilities suffered by Mrs. Tipton, Dr. Atchinson, in a letter dated December 11, 1941, reports that at the time of her dismissal from his care, she had a permanent disability resulting from the pelvic fractures which would give her trouble in walking; that she probably could not give normal birth in case of pregnancy; that she very likely will always have a cystitis resulting from the damage to her bladder; and that she is very nervous and suffers from severe headaches.

Mrs. Tipton is a housewife, and received no wages or salary before the accident. During her confinement her child was cared for by its grandparents.

Dr. Atchinson states that at the time he dismissed Mrs. Eula Nelson from his care "she was still completely an invalid due to chest injuries," and that, while he has been unable to observe her since, as she has left the city, he states that it will be likely that she will always have considerable pain and trouble directly attributable to the injuries sustained in the accident.

Mrs. Nelson before the accident lived with relatives on a farm and looked after the chickens and did light work in the garden. After Mrs. Nelson was dismissed from the hospital at Gainesville she moved to Wichita Falls, Tex., and on March 30, 1941, Dr. George K. Stephens, of Whitewright, Tex., began attending her. Dr. Stephens in his report dated December 17, 1941, states that when he last saw Mrs. Nelson on September 7, 1941, she was able to get around and do ordinary housework, and since that time he has been told that she suffers some degree of discomfort, but no great degree of disability. Mrs. Nelson lives with a nephew at Wichita Falls and does general housework for which she receives no salary or wages.

In view of the foregoing, the Administration recommends enactment of the proposed legislation in such amount as the Congress in its discretion deems appropriate.

The Administration also recommends that any sum awarded Mr. Tipton include an amount sufficient to reimburse him for loss sustained as a result of the damage to his automobile, and that the bill be amended to include this item of property damage, since he has presented a claim for damage to the automobile, which the Administration deems to be an allowable claim. While Mr. Tipton claims \$300 for damage to his automobile, an affidavit submitted by a mechanic who worked on the automobile just prior to the accident estimates its worth at \$275. This amount less the salvage value would establish his net loss at \$270, which sum the Administration considers reasonable.

The attention of the committee is invited to the fact that the names of the parties in the caption of the bill should be William O. Tipton, Jr., and Mrs. William O. Tipton, Jr., instead of William Tipton and Mrs. William Tipton. A similar discrepancy in the names appears in lines 5 and 6 of the bill. On lines 7 and 8 it is stated that all the parties are residents of Montague, Tex. Mrs. Eula Nelson, as heretofore stated, is now reported as residing in Wichita Falls, Tex.

There are enclosed photostatic copies of pertinent evidence.

Sincerely yours,

F. H. DRYDEN,
Acting Commissioner.

[Telegram]

BOWIE, TEX., March 24, 1942.

ED GOSSETT,
Washington, D. C.:

Mrs. William Tipton, age now 32 years; William Tipton, age now 30; Mrs. Eula Nelson, age now 55.

L. D. EAKMAN.

STATE OF TEXAS,
County of Tarrant:

Before me, the undersigned authority, a notary public in and for said county and State, on this day personally appeared Mrs. Eula Nelson, who, after being by me duly sworn, upon her oath deposes and says as follows:

My name is Mrs. Eula Nelson, and on the 15th day of last February I was going from Fort Worth to Ringgold with my daughter, my son-in-law, and their baby in their 1936 Ford car. We got to St. Jo, Tex., about 5 o'clock in the afternoon, and just before we got to the second "Stop" light in the town of St. Jo, a truck hit the car. I did not see the truck until it hit the car. It seems that the truck came across the highway and hit our car which was on the right side of the highway. We were not driving more than 20 miles per hour at the time the truck hit the car. I received internal injuries, and three of my ribs were broken, and one of my broken ribs punctured my lungs. I have had pains in my hip and in my chest. I have not had a well day since I was injured, and the doctors tell me that I will never be able to do any kind of work again. My daughter received a pelvic fracture and a punctured bladder, and she also received severe bruises on her head. The doctors say that she will never be able to give a normal birth to a child, and that she will be in poor health as long as she lives. My son-in-law received a broken leg, and my grandchild received a sprained ankle and a few scratches. I am 54 years of age, and my daughter is 31 years of age, and my son-in-law is 29 years of age. We were all in good health before this wreck, and I don't expect to ever have a well day the rest of my life.

Mrs. EULA NELSON.

Subscribed and sworn to before me by the said Mrs. Eula Nelson this the 17th day of October 1941, to certify which witness my hand and seal of office.

[SEAL]

L. M. BOGGESS, Notary Public.

My commission expires June 1, 1943.

STATE OF TEXAS,
County of Montague:

Before me, the undersigned authority, a notary public in and for said county and State, on this day personally appeared Mrs. Geleska Tipton, who after being by me duly sworn upon her oath deposes and says as follows:

My name is Mrs. Geleska Tipton, and my husband is William Tipton, and my mother is Mrs. Eula Nelson, and we have one child. On the 15th day of last February, my husband, my baby, my mother, and myself were coming from Fort Worth to Ringgold in our 1936 Ford car. We got to St. Jo about 5 o'clock in the afternoon, and as we came to the city limits of St. Jo, my husband, who was driving the car, slowed down to about 30 miles per hour, and when we came to the first "Stop" signal going west he changes gears as the "Stop" signal changed to green, and slowed down to about 20 miles per hour and was driving on the right side of the highway. I remember this very well because I had to move my legs so that my husband could shift gears. A few feet before we got to the other "Stop" signal a truck hit us. I understand that this was a Work Projects Administration truck driven by Bill Sheen that hit us. This truck came from behind a car and made a left turn, and when he made this left turn the truck hit our car. My husband received a broken leg, and cuts and bruises over his body. I received a pelvic fracture, and my bladder was punctured, and I also received a severe bruise on my head.

I have not felt good since I received these injuries and have a constant headache and am extremely nervous. The doctors have told me that I cannot ever give normal birth to any more children. I am not able to do any kind of work, and the doctors have told me that in all probability I will have to be under a physician's care as long as I live. Our baby was not hurt except for a few scratches and a sprained ankle. My mother received internal injuries, and three of her ribs were broken and punctured her lungs, and the doctors did not think that she would live for several weeks, and the doctors have said that she will be an invalid the rest of her life. I am 31 years of age, and my mother is 54 years of age, and my husband is 29 years of age. We were all in good health before this wreck.

Mrs. GELESKA TIPTON.

Subscribed and sworn to before me by the said Mrs. Geleska Tipton, this the 7th day of October 1941, to certify which witness my hand and seal of office.

[SEAL]

L. D. EAKMAN, Notary Public.

6 WILLIAM TIPTON, MRS. WILLIAM TIPTON, AND MRS. EULA NELSON

STATE OF TEXAS,
County of Montague.

Before me, the undersigned authority, on this day personally appeared William Tipton, who after being by me duly sworn upon his oath deposes and says as follows:

My name is William Tipton and I have lived in Montague County, Tex., most of my life. I am married and have one child. On the 15th day of last February my wife, my baby, my mother-in-law, and myself were coming from Fort Worth to Ringgold in my 1936 Ford car. We got to St. Jo about 5 o'clock, and as I came to the city limits of St. Jo I slowed down to about 30 miles per hour, and when I came to the first stop signal going west I changed gears as the stop signal turned green, and I slowed down to about 20 miles per hour and was driving on the right side of the highway. A few feet before I got to the other stop signal my car was hit by a Work Projects Administration truck driven by a Work Projects Administration truck driver by the name of Bill Sheen. This Work Projects Administration truck made a left-hand turn and hit my car while I was on the right side of the highway. The Work Projects Administration truck was driving behind a car and I did not see the Work Projects Administration truck until it hit my car, and as the Work Projects Administration truck made the left turn the driver turned the truck into my car. I received a broken leg and cuts and bruises all over my body. My wife received internal injuries and her bladder was punctured and the doctors have advised me that she will never be able to have any more children, and will be in bad health as long as she lives. My baby was not hurt except for a few scratches and a sprained ankle. My mother-in-law received internal injuries, and some of her ribs punctured her lungs and the doctors did not think that she would live for several weeks, and the doctors have told me that she will be an invalid the rest of her life. I am 29 years of age, and my wife, Geleska Tipton, is 31 years of age, and my mother-in-law, Mrs. Eula Nelson, is 54 years of age, and we were all in the best of health before this wreck.

WILLIAM TIPTON.

Subscribed and sworn to before me by the said William Tipton this the 25th day of July 1941.

[SEAL]

T. D. EAKMAN,
Notary Public.

STATE OF TEXAS,
County of Cooke.

Before me, the undersigned authority, a notary public in and for Cooke County, Tex., on this day personally appeared James W. Atchison, M. D., who after being by me duly sworn, upon his oath deposes and says:

My name is James W. Atchison, and I have heretofore made an affidavit concerning William Tipton, Mrs. Geleska Tipton, and Mrs. Eula Nelson. As I stated in my previous affidavit, Mrs. Geleska Tipton was in a very critical condition at the time that she was admitted to the Medical and Surgical Hospital, and remained in a very critical condition the first week. X-ray revealed her pelvis in bad condition, and that her bladder was punctured. Her pelvic fracture resulted or caused a permanent deformity of the birth canal which in my opinion would make it impossible for her to ever be able to give normal birth to a child. In my opinion she will never get over this injury. She also received a fracture of the right fibula which in my opinion will not be a permanent injury, and should be all right after a period of time. She also received severe contusions on the head. I did not consider these contusions on the head to be serious at the time she was dismissed from the hospital, and I did not see her again until August 18, 1941. At that time she complained of severe headache, and was extremely nervous and weak. It will take time to see how serious this head injury really is. Her pelvic fracture is the most serious injury that she received, and in my opinion that is a permanent injury and in all probability will cause her to be in bad health as long as she lives, and will never be able to do very much work. In all probability she will have to be under a physician's care the rest of her life. The fracture of her pelvis also caused a disturbance of her nervous system, and in my opinion she will be very nervous as long as she lives.

Mrs. Eula Nelson was in a very critical condition when she was admitted to the Medical and Surgical Hospital. The X-ray showed a small fragment of left ilium at the lower part of the sacroiliac joints. Had broken ribs on the left side

which caused marked hemorrhage in middle section of chest wall. There was evidence of some hemorrhage in middle section of chest and general cloudiness of both lungs. One of her ribs punctured her lungs. She complained of pains in hip and center of chest. She also had bad laceration on left hand. Her condition was fairly serious at the time she left the hospital, and I have not seen her since she left the hospital. The broken rib which punctured her lungs is definitely a permanent injury which in my opinion she will never be able to get over, and she will be an invalid, or at least a semi-invalid as long as she lives, and will never be able to do very much, if any, work at all. In all probability the other injuries which she received will give her trouble as long as she lives. It is very difficult for injuries to heal on persons of her age, and in my opinion most of her injuries are of a permanent nature. I did not recommend that she be discharged from the hospital at the time she left as I considered her condition fairly serious at that time. For several weeks after the injury, she discharged blood from her lungs, and it will be necessary that she receive the best of care as I do not think this injury will ever be completely well. In my opinion it will be necessary that she be under the care of a physician as long as she lives.

JAMES W. ATCHISON.

Subscribed and sworn to before me, by the said James W. Atchison, this 28th day of October 1941, to certify which witness my hand and seal of office.

[SEAL]

DAVID E. O'BRIEN, Notary Public.

STATE OF TEXAS,
County of Cooke.

Before me, the undersigned, a notary public in and for Cooke County, Tex., on this day personally appeared James W. Atchison, M. D., who being by me duly sworn, upon oath says:

My name is James W. Atchison, and I am a duly and legally licensed physician in the State of Texas, and have practiced my profession for several years in the city of Gainesville, Tex. About 5:45 o'clock on the afternoon of February 15, 1941, I was called to the Medical and Surgical Hospital to render service to William Tipton, Mrs. William Tipton, and Mrs. Eula Nelson, who were admitted by ambulance to the Medical and Surgical Hospital, after they had been in an accident in the city of St. Jo, Tex. I immediately examined these persons and had X-ray pictures taken, and from my examination and the X-ray pictures, I learned that William Tipton had a fracture about the middle of his left tibia and left fibula, and had a small chip fracture on his right fibula, and had several lacerations and abrasions on the face, and had bruises over his entire body. These fractures were reduced and cast applied. I also gave him 1,500 units tetanus antitoxin. On the second day he complained of severe headaches and had marked mental disturbances. On the third day his mental condition cleared up fairly well and he was discharged by ambulance to a Fort Worth hospital where he had been working. I do not think his injuries are permanent, but in my opinion, his injuries, mental suffering, and physical suffering, valued in dollars and cents, to be at least \$500.

Mrs. William Tipton was admitted by ambulance to Medical and Surgical Hospital, and at the time she was admitted her condition was very critical, and remained very critical during the first week. X-ray revealed her pelvic in bad condition, and that her bladder was punctured. After 10 days treatment her bladder cleared up satisfactorily. Her pelvic fracture resulted in deformity of the birth canal which in my opinion would make it impossible for her to have normal birth. She also had fracture of right fibula and severe contusions on the head. She was dismissed after 6 weeks by ambulance to Ringgold, Tex., and I did not see her again until August 18, 1941, at which time she complained of severe headache, was extremely nervous and weak. I referred her to eye, ear, and nose specialist. In my opinion I consider that her damages, valued in dollars and cents, to be at least \$5,000. Her injuries are of a permanent nature, and in all probability she will be in bad health as long as she lives.

Mrs. Eula Nelson was admitted to the Medical and Surgical Hospital, and at the time she was admitted her condition was very critical. The X-ray showed a small fragment of left ilium at the lower part of the sacroiliac joint. Had broken ribs on the left side which caused marked hemorrhage in middle section of chest wall. There was evidence of some hemorrhage in middle section of chest and general cloudiness of both lungs. One of her broken ribs punctured her lung.

8 WILLIAM TIPTON, MRS. WILLIAM TIPTON, AND MRS. EULA NELSON

She complained of having pains in hip and center of chest. She also had bad laceration on left hand. I did not think she would live for several weeks. She was discharged by ambulance after 6 weeks, and at the time she was discharged, she was still in fairly serious condition, and I did not recommend that she be discharged at that time. I have not seen her since she left the hospital. I would consider her damages, valued in dollars and cents, to be at least \$3,000. She will never be able to work again, and her injuries are of a permanent nature.

The bill for my services is as follows: William Tipton, \$35; Mrs. William Tipton, \$75; and Mrs. Eula Nelson, \$40, being a total of \$150.

JAMES W. ATCHISON, M. D.

Subscribed and sworn to before me, by the said J. W. Atchison, this 23d day of August 1941, to certify which witness my hand and seal of office.

[SEAL]

ANNA BELLE HULL, Notary Public.

My commission expires June 2, 1943.

STATE OF TEXAS,

County of Cooke.

Before me, the undersigned, a notary public in and for Cooke County, Tex., on this day personally appeared J. B. Ferguson, who being by me duly sworn, upon oath says:

My name is J. B. Ferguson and I am the owner, manager, and technician of the Medical and Surgical Hospital of Gainesville, Tex. On the 15th day of last February a St. Jo ambulance brought William Tipton, Mrs. William Tipton, and Mrs. Eula Nelson to my hospital. They had been in a wreck which I understand happened in the town of St. Jo.

The hospital bills are as follows:

William Tipton:

3 days in hospital	\$10. 50
Operating room, cast leg	5. 00
X-rays	12. 50
Tetanus antitoxin, phone bill	4. 00
Total	32. 00

Mrs. Eula Nelson:

43 days in hospital	150. 50
X-rays	25. 00
Antitoxin, sedatole, nembutal	2. 30
Operating room	2. 00
Total	179. 80

Mrs. William Tipton:

35 days in hospital	156. 00
Operating room	2. 00
X-rays	27. 50
Antitoxin	1. 00
Dextrose	2. 00
Total	188. 50

I have not charged the regular hospital rate, but have only charged what it cost me to render the service, and tried to keep the cost as low as possible as I knew these people were having a hard time and needed to save every dollar possible.

J. B. FERGUSON.

Subscribed and sworn to before me, by the said J. B. Ferguson, this 29th day of August 1941, to certify which witness my hand and seal of office.

[SEAL]

ANNA BELLE HULL, Notary Public.

My commission expires June 2, 1943.

